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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

**IN RE: CAPACITORS
ANTITRUST LITIGATION**

Master File No. 3:14-cv-03264-JD

**UNITED STATES' ADMINISTRATIVE
MOTION TO FILE EX PARTE AND
UNDER SEAL LETTER TO COURT RE
MOTIONS TO RELATE RESISTORS TO
CAPACITORS**

Date: September 30, 2015

Time: 10:00 a.m.

Judge: Honorable James Donato

The United States moves, under Civil Local Rules 7-10 (governing *ex parte* motions in civil cases) and 79-5 (governing sealed documents in civil cases), for leave to file *ex parte* and under seal the United States' September 29, 2015 letter to the Court regarding the pending motions to relate the resistors cases to the capacitors case. The United States' letter, which the Court has invited the United States to submit (*see* Dkt. 892 setting agenda for September 30, 2015 status conference), contains information about ongoing grand jury investigation that is secret and confidential. Federal Rule of Criminal Procedure 6(e) recognizes the government's interest in grand jury secrecy and protects such information from public disclosure. *United States v. Index Newspapers LLC*, 766 F.3d 1072, 1086-88 (9th Cir. 2014).

Accompanying this motion is the Declaration of Jacklin Chou Lem and a proposed order. Pursuant to the Court's Standing Order for Civil Cases, the United States provides the following chart:

Document	Portion to be Sealed
United States' September 29, 2015 Letter to the Court Re: Motions to Relate Resistors to Capacitors	To be sealed in its entirety

Dated: September 29, 2015

Respectfully Submitted,

/s/ Jacklin Chou Lem
 JACKLIN CHOU LEM
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 U.S. Department of Justice
 Antitrust Division